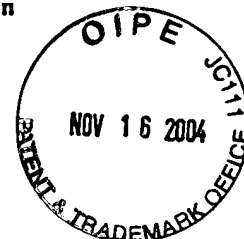


**Boehringer  
Ingelheim****Telefax**

TO: USPTO, Mail Stop Missing Parts  
DATE: November 16, 2004  
Fax Number: (703) 746-4060  
Phone Number: (703) 308-1202  
Total Number of pages: 15 (including cover sheet)

Boehringer Ingelheim  
Corporation



**RE:** **Response to Notice to File Missing Parts**  
Serial Number: 10/656,863  
Confirmation Number: 2970  
Filing Date: September 5, 2003  
First Inventor: Joerg Kley  
Attorney Docket Number: 1/1390,1416

Alan R. Stempel  
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@rdg.boehringer-ingelheim.com  
900 Ridgebury Rd/P.O. Box 368  
Ridgefield, CT 06877-0368

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application which was mailed on October 15, 2004, please find transmitted herewith a Declaration for Utility or Design Patent Application (37 CFR 1.63) which has been executed by the originally-named applicants.

The surcharge set forth in 37 CFR 1.16(e) for submission of the Declaration at this time is \$130.00. The Commissioner is hereby authorized to charge this and any other fee which may be required, and to credit any overpayment, to Deposit Account No. 02-2955. Triplicate copies of this paper are being transmitted herewith.

As requested, a copy of the Notice to File Missing Parts of Nonprovisional Application is also being transmitted.

Respectfully Submitted,

Alan R. Stempel  
Reg. No. 28,991

Certificate of Transmission under 37 CFR 1.8  
I hereby certify that this correspondence is being  
facsimile transmitted to the United States Patent  
and Trademark Office on November 16, 2004

Alan R. Stempel, Reg. No. 28,991



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/656,863	09/05/2003	Joerg Keley	1/1390,1416

CONFIRMATION NO. 2970

## FORMALITIES LETTER



\*OC000000014098622\*

28501  
BOEHRINGER INGELHEIM CORPORATION  
900 RIDGEBURY ROAD  
P. O. BOX 368  
RIDGEFIELD, CT 06877

12-15-04  
03-15-05 LAST DAY

Date Mailed: 10/15/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

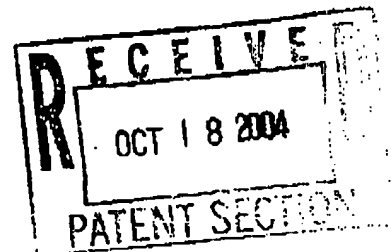
Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450

11/16/2004 14:11:11 00000003 000000 10000000 Alexandria VA 22313-1450

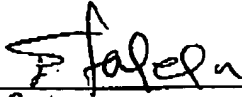
01 00:10:51 100.00 00



RECEIVED

A copy of this notice MUST be returned with the reply. OCT 27 2004

ALAN R. STEMPEL



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